

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 24th DAY OF OCTOBER, 2011 AT 6:30 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

|          |  |                                  |
|----------|--|----------------------------------|
| PRESENT: | James D. Politis                       | -Chair                           |
|          | William H. Brown                       | -Vice Chair                      |
|          | Mary W. Biggs                          | -Supervisors                     |
|          | Gary D. Creed                          |                                  |
|          | Doug Marrs                             |                                  |
|          | John A. Muffo                          |                                  |
|          | Annette S. Perkins (arrived 6:35 p.m.) |                                  |
|          | F. Craig Meadows                       | -County Administrator            |
|          | L. Carol Edmonds                       | -Assistant County Administrator  |
|          | Martin M. McMahon                      | -County Attorney                 |
|          | Brian Hamilton                         | -Economic Development Director   |
|          | Ruth L. Richey                         | -Public Information Officer      |
|          | Vickie L. Swinney                      | -Secretary, Board of Supervisors |

### **CALL TO ORDER**

The Chair called the meeting to order.

### **INTO CLOSED MEETING**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

|                      |   |
|----------------------|---|
| Section 2.2-3711 (3) | Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body |
|----------------------|---|

1. New Blacksburg High School Property

- (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. Board of Zoning Appeals

The vote on the foregoing motion was as follows:

| <u>AYE</u>       | <u>NAY</u> | <u>ABSENT DURING VOTE</u> |
|------------------|------------|---------------------------|
| Gary D. Creed    | None       | Annette S. Perkins        |
| William H. Brown |            |                           |
| Mary W. Biggs    |            |                           |
| Doug Marrs       |            |                           |
| John A. Muffo    |            |                           |
| James D. Politis |            |                           |

### **OUT OF CLOSED MEETING**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

| <u>AYE</u>         | <u>NAY</u> |
|--------------------|------------|
| Annette S. Perkins | None       |
| William H. Brown   |            |
| Mary W. Biggs      |            |
| Doug Marrs         |            |
| John A. Muffo      |            |
| Gary D. Creed      |            |
| James D. Politis   |            |

### **CERTIFICATION OF CLOSED MEETING**

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

William H. Brown  
Mary W. Biggs  
Doug Marrs  
John A. Muffo  
Gary D. Creed  
Annette S. Perkins  
James D. Politis

NAYS

None

ABSENT DURING VOTE

None

ABSENT DURING MEETING

None

**INVOCATION**

A moment of silence was led by the Chair.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**PRESENTATIONS**

**Resolution of Commemoration – Thomas Heavener**

The Board of Supervisors presented a resolution of commemoration to the family of Thomas Heavener. Mr. Heavener served on the Board of Zoning Appeals from May 1996 to June 30, 2011.

### **Resolution of Appreciation - Captain Kelly Walters – Christiansburg Rescue Squad**

The Board of Supervisors presented a resolution of appreciation to Kelly Walters who served on the Christiansburg Rescue Squad from 1964 to 2011 and served as Captain from 2001 - 2011

### **DELEGATIONS**

#### **New River Community College**

Brad Denardo, Montgomery County's representative on the New River Community College Board, presented information regarding the New River Community College (NRCC). Mr. Denardo also recognized Barbara Straub and Sue Thacker who serves on the Community College Board as Montgomery County representatives. Mr. Denardo reported that there are 23 community colleges in Virginia and serves 350,000 students and the enrollment at community colleges continues to increase. NRCC serves approximately 5200 students with 1800 from Montgomery County. The opening of the off-campus site at the New River Valley Mall has been a tremendous success with this year NRCC offering 55 different courses. There are many students who are co-enrolled at NRCC and Virginia Tech and many high school students who are taking college classes through their high school to get college credit. Mr. Denardo stated that the NRCC is providing quality education and is a great benefit to the New River Valley.

#### **Old County Clerk Building (Annex Building)**

Bob Poff with the Montgomery Museum made a presentation on the Old County Clerk Building known at the Courthouse Annex. Mr. Poff addressed the Board regarding the preservation of the Old County Clerk's Building. The building is slated for demolition or being moved to another site in order to meet the Town of Christiansburg's parking requirements during the construction of the new courthouse and renovation of the existing courthouse. Mr. Poff expressed dismay over the plans and is concerned that the building would not survive a move.

Mr. Poff provided a history of the building and how it is of historical importance to Montgomery County. The building was built in 1812-1813 as the new county clerk's office, later called the "Phlegar Building containing law offices, and today called the "Courthouse Annex". The building is registered with the Virginia Landmark Register and the National Register of Historic Places. He stated that there are only a few remaining 1800 structures in Montgomery County and stressed the importance of preserving the building at its current location.

Mr. Poff stated the goal of the Montgomery Museum and Lewis Miller Regional Art Center is to influence Montgomery County and the Town of Christiansburg to preserve the 200 year old building. At this time Mr. Poff asked those attending the meeting to stand if they support the preservation of the Old County Clerk Building. There were approximately 20+ citizens who stood in support.

Board members discussed the merits of preserving the old building. The County Administrator was instructed to contact the Town of Christiansburg to see if the County could receive a waiver for the number of parking places that would be eliminated if the structure was to remain. They stressed the importance of keeping an historical structure intact. Chair Politis replied he would meet with the Town of Christiansburg's Mayor to discuss this issue.

## **PUBLIC HEARINGS**

Steve Sandy, Planning Director, provided a summary for each of the AFD renewals. Mr. Sandy reported that AFD's are rural areas reserved for the production of agricultural products and timber as important economic and environmental resources. They are established according to the state guidelines at the initiative of individual landowners and approval of the Board of Supervisors. Participating landowners relinquish some development rights for a period of eight years in return for increased protection.

The AFD Advisory Committee met and conducted a field visit to all three AFD's up for renewal. The consensus of the AFD Committee is that all conditions for renewal have been met and all properties requesting renewal or new additions should be included in the next eight year renewal.

The Planning Commission is responsible for reviewing the AFD Advisory Committee's recommendations. At their October 12, 2011 meeting, the Planning Commission recommended approval of the proposed renewals and additions for another eight year term.

Chair Politis at this time opened each public hearing separately for citizen comment.

**Agricultural and Forestal District - #1 Renewal - AFD District #1 (Prices Fork)** is generally located northwest of the Town of Blacksburg in the area of Prices Fork Rd. (SR 685) and Glade Rd. (SR 855). AFD-1 consists of 8 property owners and 1401 acres and currently scheduled to expire December 31, 2011.

There being no speakers, the public hearing was closed.

**Agricultural and Forestal District - #2 Renewal - AFD District #2 (Catawba)** is located approximately 0.75 miles to the northeast from the intersection of Harding Rd. (SR 785) and Lusters Gate (SR 729) and extends along Catawba Rd. (Rt. 765) for approximately 6.6 miles to the Roanoke County line. AFD-2 consists of 30 property owners and 5525.15 acres and currently scheduled to expire December 31, 2011.

There being no speakers, the public hearing was closed.

**Agricultural and Forestal District - #15 Renewal - AFD District #15 (Taylor Hollow)** is located approximately 0.5 miles to the north of the terminus of Taylor Hollow Rd (SR 712) in Ellett. AFD-15 consists of 2 property owners and 349.863 acres and currently scheduled to expire December 31, 2011.

There being no speakers, the public hearing was closed.

## **PUBLIC ADDRESS**

Bev Walters, Executive Director of NRV Cares, provided an update on the NRV Cares program. NRV Cares is a non-profit organization dedicated to protecting children from abuse and strengthening families through education, advocacy and community partnerships. Several programs within NRV Cares are as follows: CASA, Parenting Young Children Courses and Community Education Activities. Ms. Walters provided statistical data of services rendered in 2011 and expressed her appreciation for Montgomery County's continued support.

There being no further speakers, the public address session was closed.

## **CONSENT AGENDA**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously, the Consent Agenda dated October 24, 2011 was approved.

The vote on the foregoing motion was as follows:

| <u>AYE</u>         | <u>NAY</u> |
|--------------------|------------|
| Mary W. Biggs      | None       |
| Doug Marrs         |            |
| John A. Muffo      |            |
| Gary D. Creed      |            |
| Annette S. Perkins |            |
| William H. Brown   |            |
| James D. Politis   |            |

## **Approval of Minutes**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously, the minutes dated May 17, May 23, 2011 and June 6, 2011 were approved.

## **Appropriations and Transfers**

### **A-FY-12-34 EMERGENCY SERVICES COORDINATOR INTEROPERABLE EMERGENCY COMMUNICATIONS GRANT**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Montgomery County Board of Supervisors that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2012, for the function and in the amount as follows:

|  |          |
|--|----------|
| 111Emergency Services Coordinator Grants | \$10,000 |
|--|----------|

The source of the funds for the foregoing appropriation is as follows:

|                           |          |
|---------------------------|----------|
| <u>Revenue Account</u>    |          |
| 02111-424401 State Grants | \$10,000 |

Said resolution appropriates Interoperable Emergency Communications Performance Grant funds.

**A-FY-12-35  
SHERIFF  
DMV GRANT**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2012, for the function and in the amount as follows:

|                    |          |
|--------------------|----------|
| 321 Sheriff Grants | \$29,950 |
|--------------------|----------|

The source of the funds for the foregoing appropriation is as follows:

|                        |          |
|------------------------|----------|
| <u>Revenue Account</u> |          |
| 424401 State Grants    | \$29,950 |

Said resolution appropriates monies from a DMV grant for the Sheriff's Department.

**A-FY-12-36  
PARKS AND RECREATION  
TRANSFER FROM GENERAL CONTINGENCIES**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

|                           |            |
|---------------------------|------------|
| <u>FROM:</u>              |            |
| 950 General Contingencies | (\$30,000) |
| <u>TO:</u>                |            |
| 700 Parks and Recreation  | \$30,000   |

Said resolution transfers funds from General Contingencies to the Parks and Recreation Department for costs associated with pool repairs.

**R-FY-12-41**  
**ALCOHOL SAFETY ACTION PROGRAM**  
**REAPPOINT BRAD FINCH**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Brad Finch** to the **Alcohol Safety Action Program (New River Valley)** effective October 28, 2011 and expiring October 27, 2012.

**R-FY-12-42**  
**LOCAL WORKFORCE INVESTMENT BOARD**  
**APPOINT MICHAEL B. MILLER**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby recommends that **Michael B. Miller** be appointed to the **New River/Mount Rogers Workforce Investment Board** as the business (private sector) representative for Montgomery County effective October 25, 2011 and expiring June 30, 2012.

Said appointment fills the unexpired term of Patrick Ruocco, resigned.

**OLD BUSINESS**

**R-FY-12-43**  
**A RESOLUTION ADOPTING THE**  
**NEW RIVER VALLEY REGIONAL WATER SUPPLY PLAN**  
**AS THE COUNTY OF MONTGOMERY'S WATER SUPPLY PLAN**

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Virginia State Water Control Board Regulation 9 VAC 25-780, Local and Regional Water Supply Planning, requires all counties, cities, and towns in the Commonwealth of Virginia to prepare and submit a local or regional water supply plan and program to the Department of Environmental Quality (DEQ); and

WHEREAS, The following elements must be included in all local or regional water supply programs:

- A description of existing water sources in accordance with 9VAC25-780-70;
- A description of existing water use in accordance with the requirements of 9VAC25-780-80;



- A description of existing water resource conditions in accordance with the requirements of 9VAC25-780-90;
- An assessment of projected water demand in accordance with the requirements of 9VAC25-780-100;
- A description of water management actions in accordance with the requirements of 9VAC25-780-110 and 9VAC780-120;
- A statement of need in accordance with the requirements of 9VAC25-780-130;
- An alternatives analysis that identifies potential alternatives to address projected deficits in water supplies in accordance with the requirements of 9VAC25-780-130;
- A map or maps identifying important elements of the program that may include existing environmental resources, existing water sources, significant existing water uses, and proposed new sources;
- A copy of the adopted program documents including any local plans or ordinances or amendments that incorporate the local program elements required by this chapter;
- A resolution approving the plan from each local government that is party to the plan; and
- A record of the local public hearing, a copy of all written comments and the submitter's response to all written comments received, and

WHEREAS, The County of Montgomery agreed to participate with the City of Radford, the Counties of Floyd, Giles and Pulaski and with the Towns of Dublin, Floyd, Glen Lyn, Narrows, Pearisburg, Pembroke and Pulaski in a regional planning effort led by the Planning District Commission to develop a New River Valley Regional Water Supply Plan; and

WHEREAS, On October 11, 2011 the Montgomery County Board of Supervisors held a public hearing to accept public comment on the New River Valley Regional Water Supply Plan.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby adopts the New River Valley Regional Water Supply Plan and instructs the County Administrator to submit the Plan to DEQ by November 2, 2011. Approval and adoption of this Plan and program indicates support for and general agreement with this water supply planning approach, and intent to monitor conclusions and to implement the recommendations presented in the Plan as is warranted by actual conditions that develop during the planning horizon.

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby intends that the New River Valley Regional Water Supply Plan shall be revised to reflect changes in relevant data and/or program elements at least once every five years and the Plan shall be updated into the future and resubmitted to DEQ at least once every ten years, in accordance with the regulation and sound planning practice.

ADOPTED on this 24<sup>th</sup> day of October, 2011.

The vote on the forgoing resolution was as follows:

| <u>AYE</u>         | <u>NAY</u> |
|--------------------|------------|
| Doug Marrs         | None       |
| John A. Muffo      |            |
| Gary D. Creed      |            |
| Annette S. Perkins |            |
| William H. Brown   |            |
| Mary W. Biggs      |            |
| James D. Politis   |            |

**ORD-FY-12-07**  
**AN ORDINANCE ESTABLISHING PROTOCOL**  
**FOR MAKING DROUGHT DECLARATIONS AND PROVISIONS FOR THE**  
**EMERGENCY MANAGEMENT OF THE PUBLIC WATER SUPPLY**

On a motion by Doug Marrs, seconded by Mary W. Biggs and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, as follows:

**Drought Declaration and Management**

Section 1      Purpose

During the continued existence of climatic, hydrological and other extraordinary conditions the protection of the health, safety and welfare of the residents of the unincorporated area of Montgomery County may require that certain uses of water, not essential to public health, safety and welfare, be reduced, restricted or curtailed. As the shortage of raw or potable water becomes increasingly more critical, conservation measures may become increasingly strict to further reduce consumption or curtail nonessential water use.

Section 2      Authority to declare water emergencies

Under §15.2-924 of the 1950 Code of Virginia, as amended, the governing body of the locality is authorized to adopt an ordinance restricting the use of water by the citizens of such locality for the duration of such emergency or for a period of time necessary to prevent the occurrence of a water supply emergency.

Section 3      Conditions to be met

The Montgomery County Public Service Authority (“PSA”) routinely monitors water supplies. The PSA Director shall notify the Montgomery County Board of Supervisors when water supply conditions approach or pass the indicators developed in the New River Valley’s Regional Water

Supply Plan. At such time as the governing body is informed of an imminent water supply emergency, it shall authorize the County Administrator to manage said water supply emergency.

#### Section 4      Publication of declaration

Upon declaration of a water emergency, the County Administrator shall immediately post a written notice of the emergency at the front door of the administration building and shall place a notice in a newspaper of general circulation in the area in which such emergency has been declared.

#### Section 5      Water use considerations

The County Administrator will instruct the PSA Director and other public water suppliers to notify their customers of necessary voluntary or mandatory water use restrictions, as outlined in the New River Valley's Regional Water Supply Plan. In exercising this discretionary authority, the PSA Director and other public water suppliers shall give due consideration to water levels, available/usable storage on hand, draw down rates, and the projected supply capability, system purification and pumping capacity, daily water consumption and consumption projections of the system's customers, prevailing and forecast weather conditions, fire service requirements, pipeline conditions including breakages, stoppages and leaks, supplementary source data, estimates of minimum essential supplied to preserve public health and safety and such other data pertinent to the past, current and projected water demands.

#### Section 6      Water conservation measures

Upon determination of a water supply emergency, the County Administrator, the PSA Director and other public water suppliers shall collaborate on a set of water conservation measures to be observed by residents of the unincorporated area of Montgomery County. Contained in the New River Valley's Regional Water Supply Plan are a set of example measures that could be implemented at each phase of water supply emergency or drought.

#### Section 7      Notification of end of water emergency

Jointly, the County Administrator and PSA Director shall notify the Board of Supervisors of Montgomery County when the indicators have been met that the water emergency situation no longer exists. Upon concurrence of the Board of Supervisors, the water emergency shall be declared to have ended. When this declaration is made, the information shall be conveyed to the general public through the news media.

The vote on the forgoing ordinance was as follows:

AYE

John A. Muffo  
Gary D. Creed  
Annette S. Perkins  
William H. Brown  
Mary W. Biggs  
Doug Marrs  
James D. Politis

NAY

None

**NEW BUSINESS**

**R-FY-12-44  
A RESOLUTION ADOPTING THE  
COUNTY'S LEGISLATIVE PRIORITIES  
FOR 2012**

On a motion by Mary W. Biggs, seconded by Annette S. Perkins and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby supports legislation for the 2012 General Assembly session that ends the transferring of state funding shortfalls to localities and the shifting of services traditionally provided by the state to local government. The Board further supports legislation that strengthens localities' ability to fund and deliver local services including:

- ***Restoration of Previous State Budget Cuts and Ending Future Reductions*** in the two areas where the state has served as a partner with local government: public education and public safety.
- ***Ending Unfunded Mandates on Local Government*** by reducing state mandates in proportion to state revenue reductions. Also, shifting the delivery of state services such as transportation, should end. **RESPONSIBILITY FOR SECONDARY ROADS SHOULD NOT BE SHIFTED TO LOCALITIES.**
- ***Strengthening the Diversity of Local Revenues by Sharing Income Taxes or Other Revenue Sources in Support of Local Services*** by distributing a percentage of individual income tax revenues, providing the authority to levy a local income tax, or allowing other sources to generate revenue locally for locally delivered services.
- ***Strengthening the County's Revenue Base by Enacting Equal Taxing Authority*** by eliminating the distinction in the taxing authority of Virginia's cities and counties.
- ***Recognizing the State's Role in Funding Quality Education*** by fully funding the state Standards of Quality (SOQ), basing teacher pay raises on actual positions, not just SOQ,

and state funding for the “cost for competing add-on” for all Virginia School Districts.

- ***Ensuring 100% of Administrative Funds for the Comprehensive Services Act (CSA)*** and increasing state matching share for all CSA costs.
- ***Providing State Funding for 100% of the Costs of Optical Scan Voting Machines***
- ***Processing and Marketing of Industrial Hemp*** Montgomery County supports efforts by all levels of government to allow cultivation, processing and marketing of industrial hemp.
- ***Increasing State Aid to Library System*** and ensuring no new cuts in state aid to the library system.

The vote on the forgoing resolution was as follows:

AYE

Gary D. Creed  
Annette S. Perkins  
William H. Brown  
Mary W. Biggs  
Doug Marrs  
John A. Muffo  
James D. Politis

NAY

None

**R-FY-12-45  
MCCOY POST OFFICE-U.S. POSTAL SERVICE  
DISCONTINUANCE FEASIBILITY STUDY  
OF FACILITY OPERATIONS**

On a motion by William H. Brown, seconded by Doug Marrs and carried unanimously,

WHEREAS, The citizens of McCoy have been notified that the U.S. Postal Service is conducting a discontinuance feasibility study of the McCoy Post Office to evaluate the facility’s operations and determine the feasibility of closing the post office to increase efficiency and cut costs for the U.S. Postal Service; and

WHEREAS, A community meeting was held by U.S. Postal representatives on September 29, 2011 to explain the process and answer questions from citizens of the McCoy community; and

WHEREAS, The Blacksburg Post Office was offered as a substitute for post office box customers in McCoy, and is more than 10 miles away; and

WHEREAS, Such actions may bring extreme hardship to the residents of McCoy, including the elderly and disabled, at a time when citizens are facing increasing gas prices and declining economy and depend upon the proximity of their community post office; and

WHEREAS, While many customers receive and pay their bills online and communicate by email and text messaging, there are many who still rely on the services provided by the U.S. Postal Service; and

WHEREAS, Closing the McCoy post office is not in the best interest of public service and would adversely affect the community as a whole.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia respectfully requests the U.S. Postal Service to give full consideration to maintaining the McCoy Post Office for use by the citizens of the McCoy community.

The vote on the forgoing resolution was as follows:

| <u>AYE</u>         | <u>NAY</u> |
|--------------------|------------|
| Annette S. Perkins | None       |
| Mary W. Biggs      |            |
| Doug Marrs         |            |
| John A. Muffo      |            |
| Gary D. Creed      |            |
| William H. Brown   |            |
| James D. Politis   |            |

**R-FY-12-46**  
**RESOLUTION APPROVING THE APPLICATION FOR**  
**VDOT REVENUE SHARING FUNDS FOR FY 2013**

On a motion by William H. Brown, seconded by Gary D. Creed and carried unanimously,

WHEREAS, The Revenue Sharing Program allows the Virginia Department of Transportation (VDOT) to provide state funds to match local funds for the construction, maintenance, or improvement of primary and secondary highways; and

WHEREAS, The County of Montgomery Board of Supervisors desires to submit an application for an allocation of funds of \$2,682,500 in state funds through the VDOT Fiscal Year 2013 Revenue Sharing Program to be matched by local funds in the amount of \$2,682,500 to be provided by the developers requesting these road improvements; and

WHEREAS, The \$2,682,500 in state funds to be matched with the \$2,682,500 provided locally is to fund the following road projects:

1. Connector road from Bain's Chapel (SR 665) to Tyler Road (SR 600) and a round-about at the intersection of Bain's Chapel and Tyler Road in the amount of \$2,250,000 in state funds and \$2,250,000 in local funds.
2. Realignment of Meadow Creek Road (SR 658) and cul-de-sac at the termination of Barn Road in the amount of \$432,500 in state funds and \$432,500 in local funds.

NOW, THEREFORE, BE IT RESOLVED, That the County of Montgomery Board of Supervisors hereby supports this application for an allocation of \$2,682,500 through the Virginia Department of Transportation Revenue Sharing Program to be matched with local funds of \$2,682,500 to be provided by the developers requesting the two road improvements.

BE IT FURTHER RESOLVED, That the Board of Supervisors shall, upon further analysis, determine whether to have VDOT administer the two projects or choose to locally administer these projects.

The vote on the forgoing resolution was as follows:

|                    |            |
|--------------------|------------|
| <u>AYE</u>         | <u>NAY</u> |
| Mary W. Biggs      | None       |
| Doug Marrs         |            |
| John A. Muffo      |            |
| Gary D. Creed      |            |
| William H. Brown   |            |
| Annette S. Perkins |            |
| James D. Politis   |            |

### **COUNTY ADMINISTRATOR'S REPORT**

The County Administrator reported on the following:

- Bond Rating Agencies visited Montgomery County on October 19, 2011 to determine if Montgomery County would be eligible to maintain its current bond rating if they issued \$120 million in bonds. The visits were very positive and the County should receive the results in two weeks.
- Governor McDonnell – Conference Call with local government leaders to discuss state mandates. The County Administrator stated he will compile a list of state mandates that Montgomery County objects to and will forward to the Governor.
- Milton Conservation Project- The New River Land Trust has requested permission to transfer funding that was allocated to the Kathleen Grubb Conservation Project to the Julia Milton Conservation Project. In February 2010, \$78,000 was allocated from the County's Acquisition Funds for conservation easements to the New River Land Trust to help assist Ms. Grubb to place her property in a conservation easement. Since that time Ms. Grubb decided to not proceed with the plan. The New River Land Trust would like

to transfer these funds to assist Ms. Milton in placing her property in a conservation easement. If the Board has no objections a resolution to re-allocate these funds will be placed on the November 16, 2011 agenda. The Board expressed no objections.

## **BOARD MEMBERS' REPORTS**

**Supervisor Creed** – Den Hill Road (SR 641)- Supervisor Creed asked staff to contact VDOT regarding road repair needed on Den Hill Road where the railroad bridge is located. Traffic has increased considerably on Den Hill Road since VDOT is blasting on I-81. Supervisor Creed stated he will also mention this the next Transportation Safety Commission meeting.

**Supervisor Brown** expressed his appreciation to fellow Board members for adopting the resolution opposing the closing of the McCoy Post Office.

Montgomery County Changes to the Polling Places Supervisor Brown received a call from a constituent expressing concern with changes to her polling location. She stated she has to travel more than 7 miles now where she previously had to travel only 1 mile.

The County Attorney replied that the County will be looking at recent changes after the election in order to amend some of the changes to address issues.

Resolution of Commemoration – Karen Frederick Supervisor Brown reported Karen Frederick, who served on the Montgomery-Floyd Regional Library Board, recently passed away. He asked that a Resolution of Commemoration be added to the next agenda.

## **ADJOURNMENT**

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously, the Board adjourned to Monday, November 16, 2011 at 6:30 p.m.

The vote on the foregoing motion was as follows:

|                    |            |
|--------------------|------------|
| <u>AYE</u>         | <u>NAY</u> |
| Doug Marrs         | None       |
| John A. Muffo      |            |
| Gary D. Creed      |            |
| William H. Grown   |            |
| Annette S. Perkins |            |
| Mary W. Biggs      |            |
| James D. Politis   |            |

The Board adjourned at 8:30 p.m.

APPROVED: \_\_\_\_\_  
James D. Politis  
Chair

ATTEST: \_\_\_\_\_  
F. Craig Meadows  
County Administrator